

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 JACOB I. MORGAN,

4 Plaintiff

5 v.

6 RON SUISSA,

7 Defendant

Case No.: 2:21-cv-01330-APG-EJY

**Order Accepting Report and
Recommendation**

[ECF No. 5]

8 On August 6, 2021, Magistrate Judge Youchah recommended that I dismiss plaintiff
9 Jacob Morgan's complaint without prejudice. ECF No. 5. Morgan did not object. Thus, I am not
10 obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1)
11 (requiring district courts to "make a de novo determination of those portions of the report or
12 specified proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328
13 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's
14 findings and recommendations de novo *if objection is made*, but not otherwise" (emphasis in
15 original)).

16 I THEREFORE ORDER that Magistrate Judge Youchah's report and recommendation
17 (ECF No. 5) is accepted. Plaintiff Jacob Morgan's complaint is dismissed without prejudice.

18 I FURTHER ORDER that plaintiff Jacob Morgan may file an amended complaint by
19 October 13, 2021. Failure to do so will result in dismissal of this case without prejudice.

20 DATED this 14th day of September, 2021.

21 

22 ANDREW P. GORDON
23 UNITED STATES DISTRICT JUDGE